

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA  
DURHAM DIVISION  
CASE NO. 1:17-CV-40**

HOUSTON CASUALTY COMPANY, )

Plaintiff, )

v. )

THOMAS LINDERMAN GRAHAM, )  
INC., )

Defendant. )

**DEFENDANT’S NOTICE OF  
DISPOSITIVE MOTION  
(L.R. 56.1(a))**

NOW COMES Defendant, Thomas Linderman Graham, Inc. and pursuant to Local Rule 56.1(a) hereby gives notice of its intention to file a dispositive motion, pursuant to F.R.C.P. 56, subject to a pending Joint Motion for Stay [DE 28] sought by all parties.

This the 29th day of March 2018.

/s/Theodore B. Smyth

Theodore B. Smyth

NC State Bar 10045

**CRANFILL SUMNER & HARTZOG LLP**

Post Office Box 27808

Raleigh, North Carolina 27611-7808

Telephone: (919) 828-5100

Facsimile: (919) 828-2277

Email: [tsmyth@cshlaw.com](mailto:tsmyth@cshlaw.com)

*Attorneys for Defendant Thomas Linderman  
Graham, Inc.*

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CASE NO. 1:17-CV-40**

HOUSTON CASUALTY  
COMPANY,

Plaintiff,

v.

THOMAS LINDERMAN GRAHAM,  
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Defendant.

**CERTIFICATE OF SERVICE**

I hereby certify that on the 29th day of March, 2018, the foregoing *Notice of Intent to File Dispositive Motion* was electronically filed with the Clerk of Court using the CM/ECF system, which will send notification to the following:

Amiel J. Rossabi  
Gavin J. Reardon  
[arossabi@r2kslaw.com](mailto:arossabi@r2kslaw.com)  
[greardon@r2kslaw.com](mailto:greardon@r2kslaw.com)

Respectfully Submitted,

/s/Theodore B. Smyth

Theodore B. Smyth

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*Attorneys for Defendant*